

**Introduced by Senator Margett**

February 9, 2004

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An act to amend Section 19596 of the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 1183, as introduced, Margett. Horse racing.

Existing law provides that the California Horse Racing Board may authorize a harness racing association in this state to accept wagers on races conducted by the racing association that conducts the Breeder's Crown Stakes, if the race is conducted on the same day as the Breeder's Crown Stakes and if the association in this state that accepts those wagers is then conducting a live racing meeting.

This bill would expand this authority to permit a California harness racing association conducting a live racing meeting to accept wagers on the full card of races conducted by another racing association on the day that other association conducts the Breeder's Crown Stakes, the Meadowlands Pace, the Hambletonian, or the North American Cup.

Under existing law, all revenues distributed to the state as license fees from horse racing are required to be deposited in the Fair and Exposition Fund and are continuously appropriated to the Department of Food and Agriculture for various regulatory and general governmental purposes.

This bill would authorize additional wagering, and would increase correspondingly the amount of continuously appropriated license fees, thereby making an appropriation. This bill would also result in a change in state taxes for the purpose of increasing state revenues within the meaning of Section 3 of Article XIII A of the California Constitution, thereby requiring a 2/3 vote for passage.

Vote: <sup>2</sup>/<sub>3</sub>. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 19596 of the Business and Professions  
2 Code is amended to read:  
3 19596. (a) Notwithstanding any other provision of law, the  
4 board may do any of the following:  
5 (1) Authorize a *licensed* harness racing association *that is*  
6 *conducting a live racing meeting* in this state to accept wagers on  
7 *the full card of races* conducted by ~~the~~ *another* racing association  
8 *on the day that other association* conducts the Breeder's Crown  
9 Stakes, ~~if the race is conducted on the same day as the Breeder's~~  
10 ~~Crown Stakes and if the association in this state that accepts those~~  
11 ~~wagers is then conducting a live racing meeting~~ *the Meadowlands*  
12 *Pace, the Hambletonian, or the North American Cup.*  
13 (2) Authorize a licensed quarter horse racing association that is  
14 conducting a live racing meeting in this state to accept wagers on  
15 races conducted by the racing association that conducts the  
16 American Quarter Horse Racing Challenge, if the races are  
17 conducted on the same day as the American Quarter Horse Racing  
18 Challenge.  
19 (3) Authorize the inclusion of wagers authorized pursuant to  
20 this section in the parimutuel pools of the out-of-state association  
21 that conducts the races on which the wagers are placed.  
22 (b) The board authorization may be granted under this section  
23 only if both of the following conditions are met:  
24 (1) The authorization complies with federal laws, including,  
25 but not limited to, Chapter 57 (commencing with Section 3001) of  
26 Title 15 of the United States Code.  
27 (2) Wagering is offered only within the racing enclosure and  
28 only within seven days of the running of the out-of-state race.

